



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA FACSIMILE (614) 766-6418 AND U. S. MAIL

James D. Gilbert, Esq.
Law Offices of James D. Gilbert, LLC
425 Metro Place North, Suite 460
Dublin, Ohio 43017

DEC 17 2008

RE: MUR 5871
James Mermis and
Kimberly Mermis

Dear Mr. Gilbert:


On April 27, 2007, your clients, James Mermis and Kimberly Mermis, were notified that the Federal Election Commission found reason to believe that they knowingly and willfully violated 2 U.S.C. § 441f. On May 9, 2007 and May 23, 2007, you submitted a response to the Commission's reason to believe finding. After considering the circumstances of the matter, the Commission determined on August 19, 2008, to take no further action as to your above-referenced clients, and closed the file in this matter.

The Commission admonishes your clients for an apparent knowing and willful violation of 2 U.S.C. § 441f by permitting their names to be used to effect a contribution made in the name of another person. Your clients should take steps to ensure that this activity does not occur in the future.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003).

If you have any questions, please contact me at (202) 694-1650.

Sincerely,


Tracey L. Ligon
Attorney

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